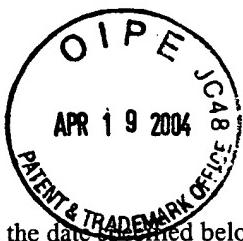


93



RCE-12815  
PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 14, 2004  
Date

Phoebe E. Pogson

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/652,994

Confirmation No. : 4014

Applicant : Vishnu K. Agarwal

Filed : August 31, 2000

Attorney Docket No. : 501082.02

Art Unit : 2815

Customer No. : 27,076

Examiner : Jesse A. Fenty

Title : DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A CONDUCTIVE LAYER IN SAID DEVICE

### REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. § 1.114

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant requests continued examination, under 37 C.F.R. § 1.114, of the above-identified application.

#### 1. Submission Required Under 37 C.F.R. § 1.114

- a.  Submission previously submitted
  - i.  Consider the amendment/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_.
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
  - iii.  Consider the Information Disclosure Statement (IDS) previously filed on \_\_\_\_\_.

- b.  Submission enclosed
- i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)

**2. Suspension of Action** (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required)

- Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_ months.

**3. Accompanying Papers**

- Postcard
- Check
- Fee Transmittal Sheet
- Petition

**4. Deposit Account**

- The Commissioner is authorized to charge any additional fees required or credit any overpayment to Deposit Account No. 50-1266.

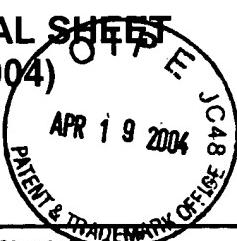
Respectfully submitted,

Date: 04-14-04

By: 

Mark W. Roberts, Ph.D.  
Reg. No. 46,160  
Customer No. 27,076  
Dorsey & Whitney LLP  
1420 Fifth Avenue, Suite 3400  
Seattle, WA 98101  
(206) 903-8728  
Attorney for Applicant

**FEE TRANSMITTAL SHEET  
(FOR FY 2004)**



**METHOD OF PAYMENT (Check One)**

1.  The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No.: 50-1266; Deposit Account Name: DORSEY & WHITNEY LLP

2.  Check Enclosed

**FEE CALCULATION**

**1. BASIC FILING FEE**

| Large Entity |          | Small Entity |          | Fee Description                                 |  |
|--------------|----------|--------------|----------|---|--|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |   |  |
| 1001         | 770      | 2001         | 385      | <input type="checkbox"/> Utility Filing Fee     |  |
| 1002         | 340      | 2002         | 170      | <input type="checkbox"/> Design Filing Fee      |  |
| 1003         | 530      | 2003         | 265      | <input type="checkbox"/> Plant Filing Fee       |  |
| 1004         | 770      | 2004         | 385      | <input type="checkbox"/> Reissue Filing Fee     |  |
| 1005         | 160      | 2005         | 80       | <input type="checkbox"/> Provisional Filing Fee |  |
| Subtotal (1) |          | \$ 0         |          |   |  |

**2. EXTRA CLAIM FEES**

| Current Claims            | Prior | Extra | Fee  | Fee Paid       |
|---------------------------|-------|-------|------|----------------|
| Total                     | 5     | - 21  | = 0  | x \$ 18 = \$ 0 |
| Ind.                      | 1     | - 3   | = 0  | x \$ 86 = \$ 0 |
| Multiple Dependent Claims |       |       | x \$ | = \$           |
| Subtotal (2)              |       | \$ 0  |      |                |

| Large Entity |          | Small Entity |          | Fee Description   |  |
|--------------|----------|--------------|----------|---|--|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |   |  |
| 1202         | 18       | 2202         | 9        | Claims in excess of 20                                  |  |
| 1201         | 86       | 2201         | 43       | Independent claims in excess of 3                       |  |
| 1203         | 290      | 2203         | 145      | Multiple dependent Claim                                |  |
| 1204         | 86       | 2204         | 43       | Reissue independent claims over original patent         |  |
| 1205         | 18       | 2205         | 9        | Reissue claims in excess of 20 and over original patent |  |

| Complete if Known    |                   |
|----------------------|-------------------|
| Application No.      | 09/652,994        |
| Filing Date          | August 31, 2000   |
| First Named Inventor | Vishnu K. Agarwal |
| Group Art Unit       | 2815              |
| Examiner             | Jesse A. Fenty    |
| Atty. Docket Number  | 501082.02         |

**FEE CALCULATION (Continued)**

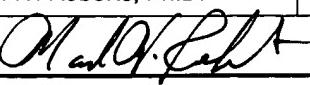
| 3. ADDITIONAL FEES       |              | Fee Description | Fee paid  |
|--------------------------|--------------|-----------------|---|
| Large Entity             | Small Entity |                 |   |
| Fee Code                 | Fee (\$)     | Fee Code        | Fee (\$)  |
| 1051                     | 130          | 2051            | 65 Surcharge - Late filing fee or oath  |
| 1052                     | 50           | 2052            | 25 Surcharge - late provisional filing fee or cover sheet                     |
| 1053                     | 130          | 1053            | 130 Non-English specification   |
| 1812                     | 2,520        | 1812            | 2,520 For Filing a Request for ex parte Reexamination                         |
| 1804                     | 920          | 1804            | 920 Requesting publication of SIR prior to Examiner action                    |
| 1805                     | 1,840        | 1805            | 1,840 Requesting publication of SIR after Examiner action                     |
| 1251                     | 110          | 2251            | 55 Extension for reply within first month                                     |
| 1252                     | 420          | 2252            | 210 Extension for reply within 2 <sup>nd</sup> month                          |
| 1253                     | 950          | 2253            | 475 Extension for reply within 3 <sup>rd</sup> month                          |
| 1254                     | 1,480        | 2254            | 740 Extension for reply within 4 <sup>th</sup> month                          |
| 1255                     | 2,010        | 2255            | 1,005 Extension for reply within 5 <sup>th</sup> month                        |
| 1401                     | 330          | 2401            | 165 Notice of Appeal  |
| 1402                     | 330          | 2402            | 165 Filing a brief in support of an appeal                                    |
| 1403                     | 290          | 2403            | 145 Request for oral hearing  |
| 1814                     | 110          | 2814            | 55 Terminal Disclaimer Fee  |
| 1452                     | 110          | 2452            | 55 Petition to revive – unavoidable   |
| 1453                     | 1,330        | 2453            | 665 Petition to revive – unintentional  |
| 1501                     | 1,330        | 2501            | 665 Utility/Reissue issue fee   |
| 1502                     | 480          | 2502            | 240 Design issue fee  |
| 1503                     | 640          | 2503            | 320 Plant issue fee   |
| 1460                     | 130          | 1460            | 130 Petitions to the Commissioner   |
| 1807                     | 50           | 1807            | 50 Processing fee under 37 CFR 1.17(q)  |
| 1806                     | 180          | 1806            | 180 Submission of IDS   |
| 8021                     | 40           | 8021            | 40 Recording each patent assignment per property (times number of properties) |
| 1801                     | 770          | 2801            | 385 Request for Continued Examination (RCE) \$ 770                            |
| Other fee (specify)      |              |                 |   |
| Subtotal (3)             |              | \$ 770          |   |
| Total Amount of Payment: |              |                 | \$ 770  |

Submitted by:

Name: Mark W. Roberts, Ph.D.

Reg. No.: 46,160

Telephone: (206) 903-8800

Signature: 

Date: 4-14-04